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5244-0114-2

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APR 26 2004

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

OFFICE OF PETITIONS

IN RE APPLICATION OF: :
Tetsuro MOTOYAMA, et al. : GROUP ART UNIT: 2154
SERIAL NO: 09/520,368 :
RCE FILED: HERewith : EXAMINER: EL HADY, N.
FOR: METHOD AND SYSTEM FOR UPDATING
THE DEVICE DRIVER OF A BUSINESS
OFFICE APPLIANCE

PETITION TO WITHDRAW FROM ISSUE UNDER 37 C.F.R. § 1.313(c)(2)

BOX: DAC
COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

ATTN: OFFICE OF PETITIONS
KAREN CREASY

SIR:

Applicants respectfully request that the above-identified application be withdrawn from issue pursuant to 37 C.F.R. § 1.313(c)(2) so that the Request for Continued Examination (RCE) and the Information Disclosure Statement filed herewith may be considered by the Examiner upon granting of this petition.

In accordance with 37 C.F.R. § 1.17(i) the required fee for filing this 37 C.F.R. § 1.313(c)(2) petition is included herewith.

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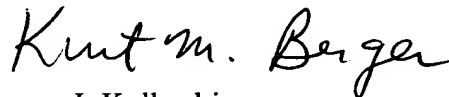
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Application No. 09/520,368
Inventor: Tetsuro MOTOYAMA, et al.
Withdraw From Issue Filed Concurrently w/RCE

Accordingly, it is respectfully requested that the petition be granted and that the above-identified application be withdrawn from issue and returned to the Examiner for consideration of the concurrently filed Information Disclosure Statement and the references cited therein.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



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